

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**F048726      People v. Leinweber**

The matter is remanded to the trial court with direction to strike the prior prison term enhancement based on Leinweber's 2002 conviction and to amend the abstract of judgment accordingly. In all other respects, the judgment is affirmed. Cornell, Acting P.J.

We concur: Gomes, J.; Kane, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F050520      Venturni v. Smith**

The judgment is affirmed. Cornell, Acting P.J.

We concur: Dawson, J.; Hill, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F051961      In re Parish E., Jr., a Minor; Fresno County Department of Children and Family Services v. Parish E., Sr.**

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F050421      People v. Safety National Casualty Corporation**

Filed order granting request for publication of the opinion.

**F049247      Flying J., Inc. v. California Transportation Commission et al.**

Filed modification of opinion (no change in judgment). Ardaiz, P.J.

We concur: Harris, J.; Dawson, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F051122      People v. Ramos**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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- F051122      People v. Ramos**  
The judgment is affirmed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F048765      People v. Shadden**  
The judgment is affirmed. Wiseman, J.  
We concur: Vartabedian, Acting P.J.; Hill, J.  
[CERTIFIED FOR PARTIAL PUBLICATION]
- F050371      People v. Perry**  
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.
- F050371      People v. Perry**  
The judgment is affirmed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F050482      People v. Cheever**  
The above-entitled case is submitted for decision.

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**F050482      People v. Cheever**

The judgment is reversed and the cause remanded to the superior court to permit appellant, within 30 days after the remittitur is filed in the trial court, to make a motion to withdraw his plea of no contest in a manner consistent with the views expressed in this opinion. If the superior court grants such a motion, the superior court shall reinstate the original charge, if the prosecution so moves, and proceed to trial or make other appropriate dispositions. If no such motion to withdraw the no contest plea is filed by appellant within the time limit set forth above, or if the motion to withdraw appellant's plea is denied, the superior court is directed to reinstate the original judgment.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F052022      People v. Cortez**

No brief having been filed by appellant after notice duly given under rule 8.220(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.